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ROLAND, FOGEL, KOBLENZ & CARR

ATTORNEYS AT LAW

1 COLUMBIA PLACE

ALBANY, NEW YORK 12207

KEITH J. ROLAND
USHER FOGEL
MARK L. KOBLENZ
MURRAY S. CARR*
EMILIO A. F. PETROCCIONE
RICHARD P. JACOBSON+

(518) 434-8112

(518) 462-4242

TELECOPIER (518) 434-3232

EDMUND A. KOBLENZ
1908-1972
A. ABBA KOBLENZ
1922-1979

GEORGE A. ROLAND*
COUNSEL

* ALSO ADMITTED TO FLORIDA BAR

+ ALSO ADMITTED TO CONNECTICUT BAR

December 20, 1993

BY FEDERAL EXPRESS

93-129

Hon. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Room 222
Washington, D.C. 20554

RECEIVED

DEC 21 1993

FCC - MAIL ROOM

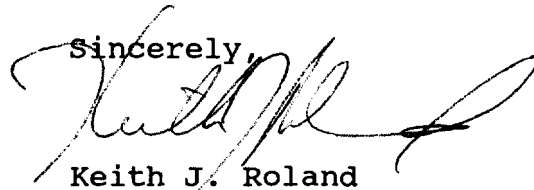
Re: Rochester Telephone
Corporation Tariff FCC
No. 1 Transmittal No.
213

Dear Secretary Caton:

Enclosed please find an original and four copies of a Motion to Accept Supplemental Pleading submitted by the Empire Association of Long Distance Telephone Companies, Inc. along with a similar number of copies of the actual pleading, which is entitled "Response to Reply to Petition to Reject or Suspend".

Attached herewith is proof of service of these two documents upon Rochester Telephone Corporation.

Sincerely,



Keith J. Roland

KJR:tla
Enclosures
cc: Michael J. Shortly, III, Esq.

Kathleen B. Levitz
Acting Chief, Common Carrier
Bureau

Gregory J. Vogt
Chief, Tariff Division

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BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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In the Matter of)

Rochester Telephone Corporation)
800 Data Base Query Tariff)

Tariff FCC No. 1)

Transmittal No. 213
CC Docket No. 93-129

MOTION TO ACCEPT ADDITIONAL PLEADING

The Empire Association of Long Distance Telephone Companies, Inc. respectfully requests permission, pursuant to Section 1.45 of the Commission's Rules, 47 CFR Section 1.45, to submit an additional pleading, entitled "Response to Reply" in response to the pleading submitted by Rochester Telephone Corporation on or about December 16, 1993.

Section 1.45 of the Commission's Rules generally provides, after a Petition has been filed, for the submission of both an Opposition and a Reply. However, Section 1.773, which deals with Petitions for Suspension or Rejection of new tariff filings, makes reference only to the filing of a Reply to such a Petition.

Rochester's Reply, dated December 16, 1993, attempts to mask the central issue raised by this filing - whether the provider of a monopoly service has any obligation to incur only

reasonable costs, and whether it will remain free to charge its monopoly customers any rate it wishes, even when not based on reasonable costs. That argument is fully addressed in the proposed "Response to Reply" attached to this Motion.

Acceptance of Empire/ALTEL's "Response" will not impact the schedule for considering Rochester's tariff, which is not scheduled to take effect until January 15, 1994. Instead, acceptance of the "Response" will more fully identify the issues and allow a reasoned decision to be made by the Commission.

WHEREFORE, it is respectfully requested that the enclosed "Response to Reply" submitted by Empire/ALTEL be accepted and considered during the Commission's review of Rochester's proposed tariff.

Respectfully submitted,

Empire Association of Long
Distance Telephone
Companies, Inc.

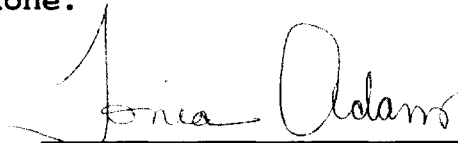
By: 

Keith J. Roland
Roland, Fogel, Koblenz
& Carr
One Columbia Place
Albany, New York 12207

Dated: Albany, New York
December 20, 1993

CERTIFICATE OF SERVICE

I hereby certify that, on this 20th day of December, 1993, by Federal Express, the foregoing Motion to Accept Supplemental Pleading along with "Response to Reply to Petition to Reject or Suspend" submitted by the Empire Association of Long Distance Telephone Companies, Inc. was served on Michael Shortley, III of Rochester Telephone.



Tonia Adams